

_____Published in the Derby Reporter, **April 9, 2004**

ORDINANCE NO. 46-070

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF CONSTRUCTING **MAIN 6, PART F, NORTHWEST INTERCEPTOR SEWER, TO SERVE EVERGREEN ADDITION & UNPLATTED TRACTS, South of 29th Street North, West of Maize (468-83705/480-704)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: constructing **MAIN 6, PART F, NORTHWEST INTERCEPTOR SEWER, TO SERVE EVERGREEN ADDITION & UNPLATTED TRACTS**, and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$28,362.00** and that **\$28,362.00** be assessed against the improvement district and **\$0.00** be paid by the Sewer Utility Fund, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-03-528, adopted October 7, 2003, and published October 10, 2003**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

1DATE: 03/10/04

PETITIONED: YES

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
PAGE 1	
COM 1650 FT W OF NE COR NE1/4 TH S	6,733.95
660FT E 1320FT S TO S LI N1/2 NE1/4	
W 1350 FT N TO N LI E 30 FT TO BEG	
EXC BEG 1650 FT W NE COR NE1/4 TH S	
660 FT E 236.06 FT S 656.19 FT W	
280.11 FT N 1350 FT E 30 FT TO BEG	
SEC 6-27-1W	

E 330 FT N1/2 NE1/4 EXC RDS SEC 6-27-1W	3,564.41
LOT 26 EXC E 10 FT FOR ST BLOCK 7 EVERGREEN ADD.	8,012.61
LOT 21 EXC W 200 FT & EXC BEG SE COR TH W 150.36 FT TO CUR SWLY ALG CUR 19.65 FT N 254.43 FT E 180 FT TO E LI S 54 FT SWLY 100.5 FT S 100 FT TO BEG & EXC E 10 FT FOR ST BLOCK 9 EVERGREEN ADD.	6,021.46
THAT PART NE1/4 BEG 1680 FT W NE TH COR S TO A PT 628.14 FT N OF S LI N1/2 NE1/4 TH NE 41.91 FT N 660 FT W 30 FT TO BEG EXC N 30 FT FOR RD SEC 6-27-1W	187.59
BEG SE COR LOT 21 W 150.36 FT TO CUR SWLY ALG CUR 19.65 FT N 254.43 FT E 180 FT TO E LI S 54 FT SWLY 100.5 FT S 100 FT TO BEG EXC PART FOR ST BLOCK 9 EVERGREEN ADD.	421.45
W 200 FT LOT 21 BLOCK 9 EVERGREEN ADD.	1,716.58
LOT 4 EXC BEG NW COR TH E 30.97 FT SWLY TO S LI W 28.30 FT TO SW COR N 128 FT TO BEG BLOCK 2 EVERGREEN 4TH ADD.	95.37
1	
PAGE 2	
LOT 5 BLOCK 2 EVERGREEN 4TH ADD.	243.44
LOT 6 BLOCK 2 EVERGREEN 4TH ADD.	239.87

LOT 7 BLOCK 2 EVERGREEN 4TH ADD.	162.68
LOT 8 BLOCK 2 EVERGREEN 4TH ADD.	162.64
LOT 9 BLOCK 2 EVERGREEN 4TH ADD.	239.51
LOT 10 BLOCK 2 EVERGREEN 4TH ADD.	301.96
LOT 11 EXC BEG SW COR N 128 FT E 41.40 FT SLY TO S LI W 38.7 FT TO BEG BLOCK 2 EVERGREEN 4TH ADD.	100.36
LOT 4 EXC BEG NW COR TH E 37.52 FT SWLY TO S LI W 34.85 FT TO SW COR N 128 FT TO BEG BLOCK 3 EVERGREEN 4TH ADD.	77.17
LOT 8 EXC BEG NW COR TH E 34.85 FT SWLY TO S LI W 32.18 FT TO SW COR N 128 FT TO BEG BLOCK 3 EVERGREEN 4TH ADD.	80.95

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0 PROJECT 468 83705

28,362.00 SQUARE FT

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until

5:00 o'clock p.m. on **May 10, 2004**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2004**.

SECTION 5. This ordinance shall take effect and be in force as of and on **April 9, 2004** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **April 6, 2004**.

Carlos Mayans, Mayor

ATTEST:

Karen Schofield, City Clerk
(seal)

APPROVED AS TO FORM: